

EXHIBIT A

GUARANTEED SUBPOENA SERVICE, INC. P.O. BOX 2248 UNION, NJ 07083 Phone: (800) 672-1952 Fax: (908) 688-0885
Summons in a Civil Action www.served.com

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Summons

Attorney(s): LAW OFFICES OF PETER C. LUCA, LLC
Office Address: 125 CAROL AVENUE, P.O. BOX 490
Phone: 732-663-9100 Fax: 732-663-0029
Attorney(s) for: PLAINTIFF

GILBERTHE JEAN-BAPTISTE and MARIE JEAN-BAPTISTE,

Superior Court of New Jersey

LAW Division
MONMOUTH County

Plaintiff(s) vs.

Docket/Case# MON-L-0162-13

NEW YORK TERMINAL 1, INC. aka NEW YORK TERMINAL INC.,
ELIZABETH NEWARK SHIPPING, INC.,

Defendant(s)

Summons in a Civil Action

From The State of New Jersey,

To The Defendant(s) Named Above:

The plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The complaint attached to this summons states the basis for this lawsuit. If you dispute this complaint, you or your attorney must file a written answer or motion and proof of service with the deputy clerk of the Superior Court in the county listed above within 35 days from the date you received this summons, not counting the date you received it. (The address of each deputy clerk of the Superior Court is provided.) If the complaint is one in foreclosure, then you must file your written answer of motion and proof of service with the Clerk of the Superior Court, Hughes Justice Complex, P.O. Box 971 Trenton, NJ 08625-0971. A filing fee payable to the clerk of the Superior Court and a completed Case Information Statement (available from the deputy clerk of the Superior Court) must accompany your answer or motion when it is filed. You must also send a copy of your answer or motion to plaintiff's attorney whose name and address appear above, or to plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve a written answer of motion (with fee of \$135.00 and completed Case Information Statement) if you want the court to hear your defense.

If you do not file and serve a written answer or motion within 35 days, the court may enter a judgment against you for the relief plaintiff demands, plus interest and costs of suit. If judgment is entered against you, the Sheriff may seize your money, wages or property to pay all or part of the judgment.

If you cannot afford an attorney, you may call the Legal Services office in the county where you live. A list of these offices is provided. If you do not have an attorney and are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A list of these numbers is also provided.

Dated: 1/03/2013

Jennifer M. Perez
Clerk of the Superior Court

Name of Defendant to be Served:

New York Terminal 1, Inc., c/o Joel Bophommette

Address of Defendants to be Served:

51 Port Terminal Blvd., Bayonne, New Jersey 07002

Jennifer M. Perez

ATLANTIC COUNTY:

Deputy Clerk of the Superior Court
 Civil Division, Direct Filing
 1201 Bacharach Blvd., 1st Floor
 Atlantic City, NJ 08401
LAWYER REFERRAL
 (609) 345-3444
LEGAL SERVICES
 (609) 348-4200

BERGEN COUNTY:

Deputy Clerk of the Superior Court
 Case Processing Section, Room 119
 Justice Center
 10 Main Street
 Hackensack, NJ 07601-0709
LAWYER REFERRAL
 (201) 468-0044
LEGAL SERVICES
 (201) 437-2186

BURLINGTON COUNTY:

Deputy Clerk of the Superior Court
 Central Processing Office
 Attn: Judicial Intake
 1st Floor, Courts Facility
 49 Rancocas Road
 Mt. Holly, NJ 08060
LAWYER REFERRAL
 (809) 261-4862
LEGAL SERVICES
 (809) 261-1088

CAMDEN COUNTY:

Deputy Clerk of the Superior Court
 Civil Processing Office
 1st Floor, Hall of Records
 101 South Fifth Street
 Camden, NJ 08103
LAWYER REFERRAL
 (856) 964-4520
LEGAL SERVICES
 (856) 964-2010

CAPE MAY COUNTY:

Deputy Clerk of the Superior Court
 Central Processing Office
 9 North Main Street
 Box DN-209
 Cape May Court House, NJ 08210
LAWYER REFERRAL
 (809) 463-0313
LEGAL SERVICES
 (809) 465-3001

CUMBERLAND COUNTY:

Deputy Clerk of the Superior Court
 Civil Case Management Office
 Broad & Fayette Streets, P.O. Box 615
 Bridgeton, NJ 08302
LAWYER REFERRAL
 (856) 692-6207
LEGAL SERVICES
 (856) 451-0003

ESSEX COUNTY:

Deputy Clerk of the Superior Court
 50 West Market Street
 Room 131
 Newark, NJ 07102
LAWYER REFERRAL
 (973) 622-6207
LEGAL SERVICES
 (973) 624-4500

Gloucester County:

Deputy Clerk of the Superior Court
 Civil Case Management Office, Attn: Intake
 1st Floor, Court House
 1 North Broad Street, P.O. Box 129
 Woodbury, NJ 08096
LAWYER REFERRAL
 (856) 848-4589
LEGAL SERVICES
 (856) 848-5380

Hudson County:

Deputy Clerk of the Superior Court
 Superior Court, Civil Records Department
 Brennan Court House, 1st Floor
 583 Newark Avenue
 Jersey City, NJ 07306
LAWYER REFERRAL
 (201) 798-2727
LEGAL SERVICES
 (201) 792-6363

Hunterdon County:

Deputy Clerk of the Superior Court
 Civil Division
 85 Park Avenue
 Flemington, NJ 08862
LAWYER REFERRAL
 (908) 735-2611
LEGAL SERVICES
 (908) 782-7979

Mercer County:

Deputy Clerk of the Superior Court
 Local Filing Office, Courthouse
 175 South Broad Street
 P.O. Box 8068
 Trenton, NJ 08650
LAWYER REFERRAL
 (609) 585-6200
LEGAL SERVICES
 (609) 695-6249

Middlesex County:

Deputy Clerk of the Superior Court
 Administration Building
 3rd Floor
 1 Kennedy Square, P.O. Box 2633
 New Brunswick, NJ 08903-2633
LAWYER REFERRAL
 (732) 828-0053
LEGAL SERVICES
 (732) 249-7600

Monmouth County:

Deputy Clerk of the Superior Court
 Court House, 71 Monument Park
 P.O. Box 1269
 Freehold, NJ 07728-1262
LAWYER REFERRAL
 (732) 431-5544
LEGAL SERVICES
 (732) 866-0020

Morris County:

Deputy Clerk of the Superior Court
 Civil Division
 30 Schuyler Place, P.O. Box 910
 Morristown, NJ 07960-0910
LAWYER REFERRAL
 (973) 267-5582
LEGAL SERVICES
 (973) 285-6911

Ocean County:

Deputy Clerk of the Superior Court
 Court House, Room 119
 118 Washington Street
 Toms River, NJ 08754
LAWYER REFERRAL
 (732) 240-3666
LEGAL SERVICES
 (732) 341-2727

Passaic County:

Deputy Clerk of the Superior Court
 Civil Division
 Court House
 77 Hamilton Street
 Paterson, NJ 07505
LAWYER REFERRAL
 (973) 278-9223
LEGAL SERVICES
 (973) 345-7171

Salem County:

Deputy Clerk of the Superior Court
 92 Market Street
 P.O. Box 18
 Salem, NJ 08079
LAWYER REFERRAL
 (856) 935-5628
LEGAL SERVICES
 (856) 451-0003

Somerset County:

Deputy Clerk of the Superior Court
 Civil Division Office
 New Court House, 3rd Floor
 P.O. Box 3000
 Somerville, NJ 08876
LAWYER REFERRAL
 (908) 625-2323
LEGAL SERVICES
 (908) 231-0840

Sussex County:

Deputy Clerk of the Superior Court
 Sussex County Judicial Center
 43-47 High Street
 Newton, NJ 07860
LAWYER REFERRAL
 (973) 267-5882
LEGAL SERVICES
 (973) 383-7400

Union County:

Deputy Clerk of the Superior Court
 1st Floor, Court House
 2 Broad Street
 Elizabeth, NJ 07207-6073
LAWYER REFERRAL
 (908) 353-4715
LEGAL SERVICES
 (908) 354-4340

Warren County:

Deputy Clerk of the Superior Court
 Civil Division Office
 Court House, 413 Second Street
 Belvidere, NJ 07823-1500
LAWYER REFERRAL
 (973) 267-5882
LEGAL SERVICES
 (973) 475-2010

732-294-9100
 1/12/2012
 12/2012

01/23/2013 17:46

LAW OFFICE OF PETER LUCAS → 19086880885

NO.188 D006

MONMOUTH COUNTY
SUPERIOR COURT
PO BOX 1269
PRESTON
NJ 07728

COURT TELEPHONE NO. (732) 677-4240
COURT HOURS

TRACK ASSIGNMENT NOTICE

DATE: JANUARY 15, 2013
RE: JEAN BAPTISTE ETAL VS NEW YORK TERMINAL 1 INC
DOCKET: MON L -000162 13

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 2.

DISCOVERY IS 100 DAYS AND RUNS FROM THE FIRST ANSWER OR 90 DAYS
FROM SERVICE ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.

THE PROBATE JUDGE ASSIGNED IS: HON JOSEPH P. QUINA

AT: 1732 677-4262 EXT 4262.

IF YOU BELIEVE THAT THE TRACK IS INAPPROPRIATE YOU MUST FILE A
CERTIFICATION OF GOOD CAUSE WITHIN 30 DAYS OF THE FILING OF YOUR PLEADING.
PLAINTIFF MUST SERVE COPIES OF THIS FORM ON ALL OTHER PARTIES IN ACCORDANCE
WITH R.R.1:5A-2.

ATTENTION:

ATT: PETER C. LUCAS
LUCAS LAW OFFICE PETER C
725 CAROL AVE
PO BOX 490
OAKHURST
NJ 07755

JUNWILL

LAW OFFICE OF PETER C. LUCAS, L.L.C.

725 Carol Avenue
 Post Office Box 490
 Oakhurst, New Jersey, 07755
 Tel: (732) 663-9100.
 Fax: (732) 663-0029
 Attorney for Plaintiffs

SUPERIOR COURT OF NJ
 MONMOUTH VICINAGE
 RECEIVED-CIVIL DIVISION

2013 JAN 14 P 1:19

GILBERTHE JEAN-BAPTISTE
 and MARIE E. JEAN-BAPTISTE

SUPERIOR COURT OF NEW JERSEY
 MONMOUTH COUNTY LAW DIVISION

DOCKET NO.

L-162-13

Plaintiffs,

v.

Civil Action

NEW YORK TERMINAL
 1 INC. aka NEW YORK TERMINAL
 INC., ELIZABETH NEWARK
 SHIPPING INC., JOHN DOE (1-10),
 fictitious individuals; ABC CORP.
 (1-10), fictitious individuals and
 entities.

COMPLAINT AND JURY DEMAND

Defendants,

Plaintiffs, Gilberthe Jean-Baptiste and Marie E. Jean-Baptiste both residing at 4 Dale Place, Township of Neptune, County of Monmouth and State of New Jersey, by way of Complaint against the Defendant says:

FIRST COUNT

1. Plaintiffs Gilberthe Jean-Baptiste and Marie E. Jean-Baptiste are a daughter and mother residing in Neptune, New Jersey.
2. New York Terminal 1 Inc. aka New York Terminal Inc. (hereafter "New York Terminal 1") is a corporation located in Bayonne, New Jersey, who is engaged in the business of shipping or arranging property to be shipped to Haiti.

3. Upon information and belief New York Terminal 1 Inc. formerly worked under the name of Elizabeth Newark Shipping Inc. and may still do business under this name as same was included on information provided to the Plaintiffs herein.
4. The Defendants, John Doe, 1-10 and ABC Corp., are at all times herein fictitious names representing an individual, corporation, partnership and/or association who was responsible for damages to Plaintiffs in this matter.
5. The Plaintiffs hired Defendant New York Terminal 1 to ship consumer goods including an automobile and personal effects which had a substantial value to Haiti.
6. Defendants represented that they shipped automobiles to Haiti in the regular course of their business and would be able to do this work successfully. They further represented that Plaintiffs' items would arrive safely in Haiti.
7. Plaintiffs had previously purchased an automobile, a 1988 Toyota Landcruiser, for \$9,450.00 plus an additional \$500.00 in tax, title, etc., in the United States with the intent of shipping it to Haiti.
8. Defendants represented that the automobile and its contents would be shipped on or about August 2012.
9. Defendants charged Plaintiffs the sum of \$1,480.00 to ship the automobile with consumer goods inside.
10. Plaintiffs also incurred an approximate \$150.00 in tolls, a driver, and gasoline driving the automobile to Bayonne for shipping.
11. The consumer goods locked inside the car totaled approximately \$30,000.00.

12. At the time the consumer goods were bailed to Defendants for the purpose of shipping, they were in new or good condition. The Toyota Landcruiser was also in exceptional working condition when it was bailed to Defendants.
13. Despite its previous representations to the Plaintiffs, Defendants failed to ship the goods in August 2012. Thereafter, Defendants' employees and owner represented that the items would be shipped in September 2012. The items were finally shipped to Haiti in October 2012 and arrived on October 31, 2012, approximately three (3) months late.
14. When the items arrived in Haiti the automobile was completely totaled and all of the consumer goods had been destroyed.
15. Plaintiffs reached out to Defendants for an explanation as to what had occurred and for reimbursement for the value of these items. To date, no relief or explanation has been provided by the Defendants.
16. Further, Plaintiffs incurred an additional \$2,700.00 in costs to take the automobile and consumer goods out of Haitian customs.
17. Plaintiffs also lost business opportunities in Haiti as a result of the damaged automobile and consumer goods.
18. Defendants failed to deliver Plaintiffs items in good, working condition and in a timely manner pursuant to both an oral and implied contract between the parties.
19. Defendant's failure to perform constitutes a breach of contract.
20. As a direct and proximate result of the Defendants' actions, Plaintiffs have suffered damages, including but not limited to financial loss, loss of economic

gain, loss of business opportunity and such other damages as will be determined at the time of trial..

WHEREFORE, Plaintiffs demand judgment against Defendants, for damages and attorney's fees together with costs of suit.

SECOND COUNT

1. Plaintiffs repeat all of the prior allegations as fully set forth herein.
2. Plaintiffs turned over their consumer goods to Defendants for safe transport to Haiti. Based on the conduct of the parties' this was expressly understood.
3. Plaintiffs provided goods to Defendants and Defendants accepted Plaintiffs' property constituting a bailment.
4. Defendants' conduct constitutes breach of bailment.
5. As a direct and proximate result of the Defendants' actions, Plaintiffs have suffered damages, including but not limited to financial loss, loss of economic gain, loss of business opportunity, attorneys fees and costs, and such other damages as will be determined at the time of trial.

WHEREFORE, Plaintiffs demand judgment against Defendants, for damages and attorney's fees together with costs of suit.

THIRD COUNT

1. Plaintiffs repeat all of the prior allegations as fully set forth herein.
2. Plaintiffs paid Defendants to transport their property and keep same in good condition.

3. Defendants have been paid for services which they did not perform and same constitutes unjust enrichment.
4. As a direct and proximate result of the Defendants' actions, Plaintiffs have suffered damages, including but not limited to financial loss, loss of economic gain, loss of business opportunity, attorneys fees and costs, and such other damages as will be determined at the time of trial.

WHEREFORE, Plaintiffs demand judgment against Defendants, for damages and attorney's fees together with costs of suit.

FOURTH COUNT

1. Plaintiffs repeat all of the prior allegations as fully set forth herein.
2. Defendants had represented that the automobile and consumer goods would ship in early August 2012. Defendants repeatedly represented same to Plaintiffs.
3. Plaintiffs made accommodations for same to be picked up from the port in Haiti. Only after the automobile did not arrive, did Plaintiffs learn the automobile and goods had not been shipped.
4. Defendants further attempted to evade any questioning by the Plaintiffs regarding the next shipment date. Defendants also made representations about when the automobile and goods would be shipped, only to later modify the shipping dates.
5. Plaintiffs requested their money back and were met with assurances by the Defendants that the items would be shipped in a timely fashion.
6. Further, when it was discovered that the Plaintiffs' automobile and goods had been destroyed, Defendants failed to return telephone calls or work to rectify the situation with Plaintiffs.

7. The Defendants' conduct constitutes a breach the covenant of good faith and fair dealing.

8. As a direct and proximate result of the Defendants' actions, Plaintiffs have suffered damages, including but not limited to financial loss, loss of economic gain, loss of business opportunity, attorneys fees and costs, and such other damages as will be determined at the time of trial.

WHEREFORE, Plaintiffs demand judgment against Defendants, for damages and attorney's fees together with costs of suit.

FIFTH COUNT

1. Plaintiffs repeat all of the prior allegations as fully set forth herein.
2. By accepting Plaintiffs' property for transportation the Defendants assumed a duty to transport the property to Haiti.
3. Defendants failed to exercise due care in transporting Defendants' property thereby breaching its duty to Plaintiffs.
4. Defendants' conduct constitutes negligence and caused Plaintiffs to suffer damages.
5. As a direct result of the careless, negligent or reckless actions of the Defendants aforesaid, Plaintiffs were harmed and suffered damages.

WHEREFORE, Plaintiffs demand judgment against Defendants, for damages and attorney's fees together with costs of suit.

SIXTH COUNT

1. Plaintiffs repeat all of the prior allegations as fully set forth herein.
 2. John Does 1-10 and ABC Corp. 1-10 are fictitious individuals, companies, or entities who may also be negligent and/or breached their contract causing Plaintiff to suffer damages.
 3. As a direct and proximate result of Defendants' actions, Plaintiffs have suffered damages, including but not limited to financial loss, loss of economic gain, loss of business opportunity and such other damages as will be determined at the time of trial.

WHEREFORE, Plaintiffs demand judgment against Defendants, for damages and attorney's fees together with costs of suit.

LAW OFFICE OF PETER C. LUCAS, L.L.C.
Attorneys for Plaintiffs

Dated: 1 | 10 | 13

JESSICA S. STRUGIBENETTI, ESQ.

JURY DEMAND

Plaintiff demands a trial of jury, pursuant to Rule 4:35-1.

CERTIFICATION PURSUANT TO RULE 1:38-7(b)

I do hereby certify that confidential, personal identifiers have been redacted from documents now submitted to the Court, will be redacted from all documents submitted in the future, in accordance with Rule 1:38-7(b).

CERTIFICATION

I do hereby certify that the within pleading was filed within the time prescribed by Rule 4:6. I further certify that all counsel of record appearing in the within Civil Action are being served with copies of this pleading, said service being made pursuant to the provisions of Rule 1:5.

DESIGNATION OF TRIAL COUNSEL

Pursuant to Rule 4:25-4, Peter C. Lucas, Esq. is hereby designated as trial counsel on behalf of plaintiff in the within matter.

CERTIFICATION PURSUANT TO RULE 4:5-1

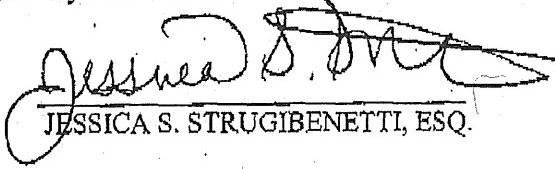
The undersigned, JESSICA S. STRUGIBENETTI, ESQ., certifies on behalf of the plaintiff as follows:

1. I am an Attorney-At-Law of the State of New Jersey, counsel for the plaintiff in the subject litigation.
2. The matter in controversy in this case is not, to the best of my knowledge, the subject of any other action pending in any court or pending arbitration proceeding; nor is any action or arbitration contemplated.
3. I am not aware of any other parties who should be joined in this action at the present time.
4. I hereby certify that the foregoing statements made by me are true. I

I am aware that if any of the statements made by me are willfully false, I am subject to punishment.

LAW OFFICE OF PETER C. LUCAS, L.L.C.
Attorneys for Plaintiffs

Dated 10/13


JESSICA S. STRUGIBENETTI, ESQ.

Appendix XII-B1

		CIVIL CASE INFORMATION STATEMENT (CIS)		FOR USE BY CLERK'S OFFICE ONLY	
		Use for Initial Law Division Civil Part pleadings (not motions) under Rule 4:5-1 Pleading will be rejected for filing, under Rule 1:5-6(c), if information above the black bar is not completed or attorney's signature is not affixed		PAYMENT TYPE: <input type="checkbox"/> CK <input type="checkbox"/> CG <input type="checkbox"/> CA CHG/CK NO. AMOUNT: OVERPAYMENT: BATCH NUMBER:	
ATTORNEY / PRO SE NAME Peter C. Lucas, Esq.		TELEPHONE NUMBER (732) 663-9100		COUNTY OF VENUE Monmouth	
FIRM NAME (if applicable) Law Offices of Peter C. Lucas, LLC				DOCKET NUMBER (when available) MON-L-162-13	
OFFICE ADDRESS 725 Carol Avenue, P.O. Box 490, Oakhurst, NJ 07755				DOCUMENT TYPE Complaint	
				JURY DEMAND <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
NAME OF PARTY (e.g., John Doe, Plaintiff) Gilberthe Jean-Baptiste and Marie E. Jean-Baptiste, Plaintiffs		CAPTION Gilberthe Jean-Baptiste and Marie E. Jean-Baptiste v. New York Terminal 1 Inc. aka New York Terminal Inc., Elizabeth Newark Shipping Inc., et al.			
CASE TYPE NUMBER (See reverse side for listing) 599		IS THIS A PROFESSIONAL MALPRACTICE CASE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:53 A-27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT.			
RELATED CASES PENDING? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		IF YES, LIST DOCKET NUMBERS			
DO YOU ANTICIPATE ADDING ANY PARTIES (arising out of same transaction or occurrence)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		NAME OF DEFENDANT'S PRIMARY INSURANCE COMPANY (if known) <input type="checkbox"/> NONE <input checked="" type="checkbox"/> UNKNOWN			
THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE					
CASE CHARACTERISTICS FOR PURPOSES OF DETERMINING IF CASE IS APPROPRIATE FOR MEDIATION					
DO PARTIES HAVE A CURRENT, PAST OR RECURRENT RELATIONSHIP? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		IF YES, IS THAT RELATIONSHIP? <input type="checkbox"/> EMPLOYER/EMPLOYEE <input type="checkbox"/> FRIEND/NEIGHBOR <input type="checkbox"/> OTHER (explain) <input type="checkbox"/> FAMILIAL <input checked="" type="checkbox"/> BUSINESS			
DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY? <input type="checkbox"/> Yes <input type="checkbox"/> No					
USE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR ACCELERATED DISPOSITION					
<input checked="" type="checkbox"/> Do you or your client need any disability accommodations? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		If yes, please identify the requested accommodation			
WILL AN INTERPRETER BE NEEDED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		If yes, for what language?			
I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with Rule 1:38-7(b).					
ATTORNEY SIGNATURE: 